

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOINT APPLICATION FOR TRANSFER )  
OF LOUISVILLE GAS AND ELECTRIC )  
COMPANY AND KENTUCKY UTILITIES ) CASE NO. 2001-104  
COMPANY IN ACCORDANCE WITH )  
E.ON AG'S PLANNED ACQUISITION )  
OF POWERGEN PLC )

O R D E R

On August 30, 2001, the Commission received a letter from Cecil Ronald Hamblin, a resident of Norton, Virginia, requesting intervention in this case. Mr. Hamblin states that he is a customer of Old Dominion Power Company, which is a division of Kentucky Utilities Company ("KU").

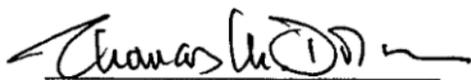
Based on the request for intervention and being otherwise sufficiently advised, the Commission finds that the rates and service provided by KU in Virginia are regulated by the Virginia State Corporate Commission and that agency has full regulatory authority over the acquisition transaction pending in this case. Under these circumstances, the interests of customers in Virginia are too remote to justify intervention in this proceeding before the Kentucky Commission. The proper forum for customers in Virginia to raise concerns regarding the indirect acquisition of KU is the Virginia State Corporate Commission, which currently has pending a case to review the acquisition.

IT IS THEREFORE ORDERED that Mr. Hamblin's request to intervene is denied.

Done at Frankfort, Kentucky, this 6<sup>th</sup> day of September, 2001.

By the Commission

ATTEST:

  
Executive Director